

CSD 1177 [04/06/11]

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**UNITED STATES BANKRUPTCY COURT**

SOUTHERN DISTRICT OF CALIFORNIA

325 West "F" Street, San Diego, California 92101-6991

In Re

SCOTT & SUZANNE RICKS,

Debtor.

BANKRUPTCY NO. 11-03259-MM13

**APPLICATION FOR COMPENSATION AND CONFIRMATION OF
CHAPTER 13 PLAN; AND ORDER THEREON**

IT IS ORDERED THAT the relief sought as set forth on the continuation pages attached and numbered two (2)
through 2 with exhibits, if any, for a total of 2 pages, is granted.

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DATED: October 9, 2012

Judge, United States Bankruptcy Court

I. APPLICATION FOR CONFIRMATION AND ALLOWANCE OF COMPENSATION:

The undersigned attorney for the above-referenced Debtor(s):

- A. Represents that the Section 341(a) meeting is concluded in this chapter 13 case and that the Debtor's Plan, as that term is defined in paragraph II(A) below, complies with Section 1322 and 1325(a) of the Bankruptcy Code.
- B. Represents that a Rights and Responsibility Statement was signed by the Debtor(s) and filed in this chapter 13 case on 2/28/2011 and that the fees set forth in paragraph I(C) do not exceed the applicable presumptive guideline fees as established by General Order 173 of this Court.
- C. Represents that the paid and unpaid attorneys' fees and costs in this case are as follows:
- | | |
|----------------------------------------------------------------------------------------|----------------------|
| 1. The agreed initial fee for attorney services: | \$ <u>3,300.00</u> ; |
| 2. Additional fees not part of initial fee: | \$ <u>1,140.00</u> ; |
| (Specify referencing any relief from stay or adversary proceeding number as relevant): | |
| Opposition to Motion to Dismiss (Docket #49): \$490.00 | |
| Modified Plan Post-Confirmation (Docket #51): \$650.00 | |
| 3. Total fees received to date: | \$ <u>3,300.00</u> ; |
| 4. Total unpaid balance of fees: | \$ <u>1,140.00</u> ; |
- D. Requests that this Court:
1. Confirm the Debtor's Plan; and
 2. Allow fees as set forth in paragraph I(C) above.

II. ORDER CONFIRMING DEBTOR'S PLAN AND ALLOWING ATTORNEYS FEES

Upon considering the foregoing application, IT IS HEREBY ORDERED THAT:

- A. The Debtor's Plan dated 6/7/2012 and, if applicable, as amended by pre-confirmation modification(s) (PCM Forms) dated 9/6/2012 ("Debtor's Plan") is confirmed.
- B. Attorneys' fees and costs are allowed as set forth in paragraph I(C) above, and any unpaid fees shall be paid as provided for in the Debtor's Plan.
- C. Nothing in this order or the Debtor's Plan shall be construed to have issue or claim preclusive effect on any debt nondischargeable under 11 U.S.C. 1328(a) unless a separate order of the court expressly so provides.
- D. This Order confirming Debtor's Plan incorporates by reference the Order Granting Debtor's Motion to Value Real Property, Treat Claim as Unsecured and Avoid Junior Lien or Stipulation which appears on the Court's docket as Entry # not applicable.

Approved as to form and content by Chapter 13 Trustee submission of this Order: